

BEFORE THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD

BAA:ABC
rec'd. by Laura
Byrd 10/4/95

IN RE:

SYB, INC. T/A MONTELLLO LIQUORS
1601 MONTELLLO AVENUE, N.E.

Case No. 2589-9505P

RETAIL "A" RENEWAL APPLICANT

VOLUNTARY AGREEMENT

This voluntary agreement is entered into by SYB, Inc. ("applicant") in order to resolve the protest issues raised by Commissioner Clifford Powell (ANC 5B-05).

1. Applicant will hire one part-time employee from the ANC 5B-05 neighborhood.

2. Applicant will pay wages to the employee by check only and will not pay the employee with food or liquor.

3. Applicant will not permit the employee to consume alcohol while working.

4. Applicant will respond to informal inquiries by ANC 5B-05 Commissioner Clifford Powell regarding the employment status of SYB, Inc. employees.

5. Applicant will not sell alcohol to minors.

6. If economic circumstances prevent the applicant from continuing to employ part-time help, applicant may terminate the part-time employee. In such case, applicant will use best efforts to discourage others from offering occasional labor in exchange for hand-outs of food or other inventory items.

7. If ANC 5B-05 believes that applicant has failed to comply with any provision of this agreement, protestant shall contact the applicant to discuss the situation before asking the Alcoholic Beverage Control Board to take any enforcement action.

Signed, this ____ day of October, 1995:

Soo Young Bae by Simon M. Oms
SYB, Inc., Applicant, by Soo ATTORNEY
Young Bae, President

Clifford Powell
Clifford Powell, Commissioner,
ANC 5B-05

BEFORE
THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL DIVISION

In the Matter of:)
)

SYB Liquors, Inc.)
t/a Montello Liquors)

Case No. 2589-95050P

Application for a Retailer's)
Class A License - renewal)
at premises)
1601 Montello Avenue, N.E.)
Washington, D.C.)
)

Clifford Powell, Single Member District Commissioner, Advisory Neighborhood
Commission 5B05, Protestant

Simon Osnos, Esquire, on behalf of Applicant

Before: Mary Eva Candon, Esquire, Member;
Dennis Bass, Member;
James C. Jefferson, Member;
James L. O'Dea, III, Esquire, Member;
Barbara L. Smith, Esquire, Member.

ORDER ON WITHDRAWN PROTEST

The application, having been protested, came before the Board for public hearing in accordance with Section 25-115 (c)(5)(1995 Supp.), providing for remonstrants to be heard. Clifford Powell, Single Member District Commissioner, Advisory Neighborhood Commission 5B05, filed a timely protest.

The official records of the Board reflect that the parties have now reached an Agreement which has been reduced to writing, and has been properly executed and filed with the Board.1/

1/ See Agreement dated October 4, 1995.

SYB Liquors, Inc.
t/a Montello Liquors
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Pursuant to that Agreement, the Protestant has agreed to withdraw his protest provided, however, that the Board's approval of the pending application is conditioned upon the licensee's continuing compliance with the terms of the Agreement.


Accordingly, it is this 1 day of Nov 1995, ORDERED that:

1. The protest of Clifford Powell, Single Member District Commissioner, Advisory Neighborhood Commission 5B05, be, and the same hereby, is **WITHDRAWN**;
2. The above-referenced Agreement between the parties be, and the same hereby, is **INCORPORATED** as part of this Order;
3. The application of SYB Liquors, Inc. t/a Montello Liquors for a retailer's license class B at premises 1601 Montello Avenue, N.E., be, and the same hereby, is **GRANTED**; and,
4. Copies of this Order shall be sent to the Protestant and the Attorney for the Applicant.

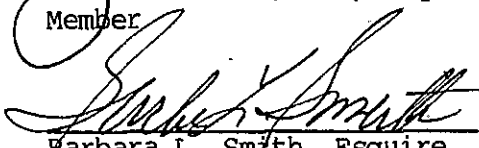
District of Columbia
Alcoholic Beverage Control Board

Mary Eva Candon, Esquire
Chairman


Dennis Bass, Member


James C. Jefferson, Member


James L. O'Dea, III, Esquire
Member


Barbara L. Smith, Esquire
Member